IN RE: PET FOOD PRODUCTS LIABILITY LITIGATION

Doc. 140

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

IN RE PET FOOD PRODUCTS LIABILITY LITIGATION	:	MDL Docket No. 1850 (All Cases) Case No. 07-2867 (NLH) Judge Noel L. Hillman
	:	**[redacted] ORDER GRANTING DEFENDANTS' UNOPPOSED MOTION TO ADOPT THE RETRIEVAL PLANS FOR ORGANIZED RECALLED PRODUCT RECOMMENDED BY DEFENDANTS' EXPERT**

Pursuant to Fed. R. Civ. P. 26(b) and (c), for good cause shown, and upon Defendants' representations to Plaintiffs concerning the retained organized product, including but not limited to representations concerning uniformity of the product, Defendants' Unopposed Motion to Adopt the Retrieval Plans for Organized Recalled Product Recommended by Defendants' Expert is GRANTED. [139]

It is ORDERED that Defendants Iams, Menu Foods, Hill's, Nutro, Purina and Del Monte (collectively, the "moving Defendants") may implement the specific retrieval plans for the organized recalled product stored on pallets and/or

Exhibit H to
Retrieval Motion

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within cardboard cases as recommended by Dr. George P. McCabe in his March 26 and April 8, 2008 Declarations.

It is further ORDERED that nothing in this Order alters or modifies the Court's December 18, 2007 Order (Doc. No. 106), which permits the moving Defendants to dispose of any organized recalled product or unorganized inventory that is unnecessary to implement Dr. McCabe's sampling or retrieval plans.

IT IS SO ORDERED.

Dated: April 14, 2008
At Camden, New Jersey

Noel L. Hillman
NOEL L. HILLMAN, U.S.D.J.

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